

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

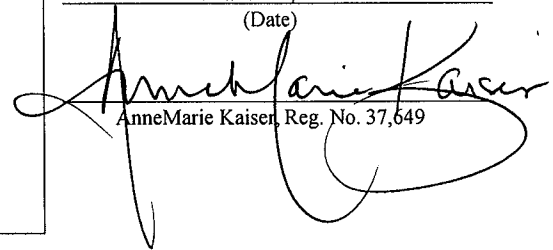
Applicant : Carl R. Merrill  
App. No : 10/659,711  
Filed : September 11, 2003  
For : ANTIBACTERIAL THERAPY WITH  
BACTERIOPHAGE GENOTYPICALLY  
MODIFIED BY GENETIC  
ENGINEERING TO DELAY  
INACTIVATION BY THE HOST  
DEFENSE SYSTEM  
Examiner : Snyder, Stuart  
Art Unit : 1648  
Conf # : 4758

CERTIFICATE OF EFS WEB  
TRANSMISSION

I hereby certify that this correspondence, and any other attachment noted on the automated Acknowledgement Receipt, is being transmitted from within the Pacific Time zone to the Commissioner for Patents via the EFS Web server on:

March 4, 2008

(Date)

  
AnneMarie Kaiser, Reg. No. 37,649

## AMENDMENT AND RESPONSE TO FINAL OFFICE ACTION

**Mail Stop Amendment**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

In response to the final Office Action mailed January 7, 2008, please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 3 of this paper.